WPMB NO.504 OF 2001

**Hon. A.A. Desai, C.J.**
**Hon. M.C. Jain, J.**

The petitioner claims that he was allotted Nazul land by the Municipal Board, Rudrapur. Undisputedly, the Municipal Board had no authority to allot this Nazul land. Some times in 1988, the petitioner applied for free hold rights. As per the Government order, in converting the grant of Nazul land into free hold land, public bodies, like Municipal Board have been given preference. The Municipal Board Rudrapur had also applied for the free hold right of of the same land. The Government after inquiry granted free hold right in favour of the Municipal Board. The petitioner canvassed the grievance that before granting relief in favour of Municipal Board he was entitled to be heard.

Having regard to the facts and circumstances, the petitioner has no right much superior than that of the Municipal Board. Therefore, not granting any opportunity of being heard has not caused any prejudice or legal injury to him.

The writ petition is dismissed accordingly.

**A**
**20.3.2001** (M.C. Jain, J.) (A.A. Desai, C.J.)